THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.NO. 15396 OF 2006
Dated: 25-07-2006

Between:

Cherukuri Israel and another Petitioners

And

State Election Commission, rep. by its Secretary,
Budha Bhavan, Secunderabad, and others

Respondents

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.NO. 15396 OF 2006

ORDER:

1. Heard the counsel.

2. The rejection of nomination is questioned. The disqualification is that the petitioners are having more than two children. The counsel for the petitioners had pointed out the vague reasons recorded and would submit that just recording that more than two children are there that is not sufficient. The counsel also pointed out that this is an arbitrary exercise of power. It is true that the reasons recorded are not satisfactory, but however at this distant point of time, this writ court cannot verify into this factual aspect. The petitioners are having effective alternative remedy by way of election petition. Hence, the petitioners are at liberty to approach the appropriate election tribunal.

3. The writ petition is disposed of. No order as to costs.

_____

25-07-2006

Stp